

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

The Illinois Commerce Commission, The)	
Kansas City Southern Railway Company,)	
and the State of Illinois Department of)	
Transportation.)	
)	T13-0054
Stipulated Agreement regarding replacement)	
of incandescent signal with light emitting diode)	
("LED") signals at eighteen public highway-rail)	
grade crossings in Illinois.)	

**PETITION OF THE KANSAS CITY SOUTHERN RAILWAY
COMPANY TO REOPEN AND ISSUE SUPPLEMENTAL ORDER**

Now comes The Kansas City Southern Railway Company ("Company") by its attorney, Paul M. Brown, and hereby petitions the Illinois Commerce Commission ("Commission") to grant the Company's Petition to Reopen and Issue a Supplemental Order providing for payment of a Company invoice for work authorized in the above-captioned docket which material costs exceeded the amounts authorized in this docket. In support of its petition, the Company states as follows:

1. On June 5, 2013, after the execution of an Agreement ("Stipulated Agreement") by and between the State of Illinois acting by and through the Commission, the Company, and the State of Illinois, Department of Transportation ("Department" or "IDOT"), the Commission entered an order ("Order") in Case No. T13-0054 authorizing the replacement of existing incandescent signals with LED signals by the Company at eighteen (18) public highway-rail grade crossings of Company's tracks in the state of Illinois. A copy of the Order is attached hereto as Exhibit A.

2. The Stipulated Agreement provided that the Grade Crossing Protection Fund (“GCPF”) would bear one hundred percent (100%) of material costs associated with the replacement of the existing signals.

3. The Stipulated Agreement further stated the total GCPF assistance was not to exceed Twenty Three Thousand Nine Hundred Thirty Dollars (\$23,930) (“Project Estimate”); provided, however, that any material costs above the Project Estimate would be paid by the GCPF upon submittal and review of evidence to support the additional cost.

4. The total material costs for the replacement of the existing signals totaled Twenty Seven Thousand Six Hundred Seventy-Three and 68/100 Dollars (\$27,673.68) (“Actual Material Costs”), with evidence to support such additional material costs attached hereto as Exhibit B.

5. The Actual Material Costs exceeded the Project Estimate by an amount of Three Thousand Seven Hundred Forty-Three and 68/100 Dollars (\$3,743.68).

6. The GCPF’s commitment to pay any amount in excess of the Project Estimate is subject to approval by the Commission.

7. The Stipulated Agreement stated that all bills shall be submitted no later than twelve (12) months from the completion date specified in the Commission Order approving the Stipulated Agreement. The Order specified that the completion date would be twelve (12) months from the date of the Order, or June 5, 2014.

8. This petition is submitted within 12 months of June 5, 2014. Accordingly, the Company may still submit bills in connection with the Order.

WHEREFORE, The Kansas City Southern Railway Company prays that the Illinois Commerce Commission enter a Supplemental Order authorizing an additional amount of

\$3,743.68 for this project; and for such other and further relief as the Commission may deem appropriate.

Thompson Coburn LLP

By: 

Paul M. Brown, #03125999

One U.S. Bank Plaza

St. Louis, Missouri 63101

(314) 552-6016

(314) 552-7016 – Fax

E-mail: pbrown@thompsoncoburn.com

Attorneys for The Kansas City Southern
Railway Company

STATE OF MISSOURI)
)
COUNTY OF JACKSON) ss

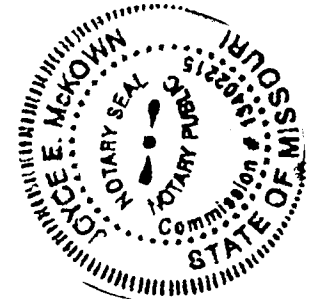
I, Anastasia Palitsyna Austin, being first duly sworn, upon oath, depose and say that I am an Director of Accounting for The Kansas City Southern Railway Company (KCSR); that I have supervisory responsibility for preparing billings to government agencies on behalf of KCSR; and that I have read the above and foregoing Petition, have knowledge of the contents thereof, and state on information and belief that said contents are true and correct.

AP Austin

Subscribed to and sworn before me, a notary public, this 23rd day of July, 2014.

Joyce E. McKown
Joyce E. McKown

My commission expires:
8/26/2017



STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

The Kansas City Southern Railway Company, and :
the State of Illinois, Department of Transportation. :

Stipulated Agreement regarding improving public : T13-0054
safety by replacement of the existing incandescent :
signals with light emitting diode (LED) signals at :
eighteen (18) public highway-rail grade crossings of :
The Kansas City Southern Railway Company's :
track(s) in Illinois. :

ORDER

By the Commission:

PROCEDURAL HISTORY

On April 29, 2013, May 6, 2013 and May 7, 2013 the Staff of the Illinois Commerce Commission (Commission), The Kansas City Southern Railway Company (Company) and the Illinois Department of Transportation (Department or IDOT) respectively, executed Stipulated Agreement 1731 according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law. The Stipulated Agreement, which is appended hereto, provides for the replacement of incandescent signals with light emitting diode (LED) signals at eighteen (18) public highway-rail grade crossings of the Company's track(s) in Illinois. Stipulated Agreement 1731 contains an estimate of cost to accomplish the improvements and a division of cost among the parties and the Grade Crossing Protection Fund (GCPF or Fund) of the Motor Fuel Tax Law.

FINDINGS AND ORDERING PARAGRAPHS

The Commission, having given due consideration to the Stipulated Agreement, finds that:

- (1) The Commission has jurisdiction over the parties and the subject matter of this proceeding;
- (2) The list of the Company's public highway-rail grade crossings subject of this proceeding is attached as Exhibit A of the Stipulated Agreement appended hereto;

EXHIBIT A

- (3) The parties agree that in the interest of public safety the improvements as set forth in Section 2 of the Stipulated Agreement, appended hereto should be performed;
- (4) The cost for the proposed improvements should be divided among the parties and the Grade Crossing Protection Fund of the Motor Fuel Tax Law, in accordance with the Law;
- (5) It is fair and reasonable that the Secretary of the Illinois Department of Transportation through the GCPF of the Motor Fuel Tax Law and the Company should be directed to pay their respective portions of the actual cost of the proposed improvements as set forth in Section 5 of the Stipulated Agreement appended hereto;
- (6) 625 ILCS 5/18c-1701 and 1704 require each "person," as defined by Section 18c-1104, to comply with every regulation or order of the Commission. These sections further provide that any person who fails to comply with a Commission regulation or order shall forfeit to the state not more than \$1,000 for each such failure, with each day's continuance of the violation being considered a separate offense. While the Commission expects all parties to comply with this Order in all matters addressed herein and in a timely manner, the Commission advises that any failure to comply may result in the assessment of such sanctions;
- (7) Any person making a Request for an Extension of Time up to 30 days to complete a project ordered by the Commission must file a request with the Director of Processing and Information no later than 14 days in advance of the scheduled deadline. An Administrative Law Judge will consider and decide the request;
- (8) Any person making a Request for an Extension of Time that exceeds 30 days must file a Petition for Supplemental Order with the Director of Processing and Information no later than 21 days in advance of the scheduled deadline. The Commission will decide Petitions for Supplemental Orders;
- (9) Requests for Extension of Time and Petitions for Supplemental Orders must include the reason(s) the additional time is needed to complete the work and the time within which the project will be completed. Prior to submitting a Request for Extension of Time or a Petition for Supplemental Order, the person must notify the Commission's Rail Safety Program Administrator that it is unable to complete the project within the ordered timeframe;
- (10) The Commission or its Administrative Law Judge reserves the right to deny Petitions for Supplemental Orders and Requests for Extension of Time, if the reason(s) supporting the request is (are) insufficient or where it appears the person has not made a good faith effort to complete the project within the

allotted time. Failure of the Commission or Administrative Law Judge to act on a pleading prior to the deadline means the originally ordered completion date remains in effect.

IT IS THEREFORE ORDERED that the terms of Stipulated Agreement 1731, executed by Staff of the Commission, The Kansas City Southern Railway Company and the Illinois Department of Transportation on April 29, 2013, May 6, 2013 and May 7, 2013, respectively, be and they are hereby accepted and required to be met by the aforesaid parties.

IT IS FURTHER ORDERED that The Kansas City Southern Railway Company, be, and it is hereby required and directed to proceed immediately in performing the improvements as set forth in Section 2 of the Stipulated Agreement, appended hereto, and shall complete the work within twelve (12) months from the date of this Order.

IT IS FURTHER ORDERED that the cost of making the improvements hereinbefore required shall be divided among the parties and the Grade Crossing Protection Fund of the Motor Fuel Tax Law as set forth in Section 5 of the Stipulated Agreement, appended hereto.

IT IS FURTHER ORDERED that all bills for work specified in Section 2 of the Stipulated Agreement, appended hereto, authorized for reimbursement from the Grade Crossing Protection Fund shall be submitted to the Fiscal Control Unit, Bureau of Local Roads and Streets, Illinois Department of Transportation, 2300 S. Dirksen Parkway, Springfield, IL 62764. All bills shall be submitted to the Department no later than twelve (12) months from the completion date specified in this Commission Order or any Supplemental Order(s) issued for the project. All bills shall meet the minimum documentation requirements set forth in Section 8 of the Stipulated Agreement, appended hereto. All bills shall be paid in accordance with the State Prompt Payment Act as currently enacted (Illinois Compiled Statutes, 30 ILCS 540/).

IT IS FURTHER ORDERED that the Illinois Department of Transportation shall send a copy of all invoices to the Director of Processing and Information; Transportation Bureau of the Commission. The final invoice for expenditures shall be clearly marked "Final Invoice". The Department shall not obligate any assistance from the Grade Crossing Protection Fund for the cost of proposed improvement set forth in Section 2 of the Stipulated Agreement, appended hereto, without prior approval by the Commission. The Commission shall, at the end of the 12th month from the completion date specified in this Order or any Supplemental Order(s), conduct a review to determine if any unused assistance from the Grade Crossing Protection Fund should be de-obligated. Upon completion of the review, the Commission shall notify the Department to de-obligate all residual funds accountable for installation costs for this project. Notification may be by regular mail, electronic mail, fax, or phone.

IT IS FURTHER ORDERED that The Kansas City Southern Railway Company, within six (6) months from the date of this Commission Order, shall submit a Project Status Report, attached as Exhibit 1 of the Stipulated Agreement, with the Director of Processing and Information, Transportation Bureau of the Commission, stating the progress it has made toward completion of the work herein required. The Project Status Report shall include the Commission Order Number, the Order date, the project completion date as noted in the Order, crossing information (Inventory Numbers and Railroad Mileposts), type of improvement, and the name, title, mailing address, phone number, facsimile number and electronic mailing address of the Company Project Manager.

IT IS FURTHER ORDERED that The Kansas City Southern Railway Company be, and it is hereby required and directed to submit a Project Status Report to the Director of Processing and Information, Transportation Bureau of the Commission, stating that the work herein required has been completed. Said Report shall be submitted within five (5) days after the project completion date.

IT IS FURTHER ORDERED that any person making a Request for an Extension of Time up to 30 days to complete a project ordered by the Commission must file a request with the Director of Processing and Information no later than 14 days in advance of the scheduled deadline. An Administrative Law Judge will consider and decide the request.

IT IS FURTHER ORDERED that any person making a Request for an Extension of Time that exceeds 30 days must file a Petition for Supplemental Order with the Director of Processing and Information no later than 21 days in advance of the scheduled deadline. The Commission will decide Petitions for Supplemental Orders.

IT IS FURTHER ORDERED that Requests for Extension of Time and Petitions for Supplemental Orders must include the reason(s) the additional time is needed to complete the work and the time within which the project will be completed. Prior to submitting a Request for Extension of Time or a Petition for Supplemental Order, the person must notify the Commission's Rail Safety Program Administrator that it is unable to complete the project within the ordered timeframe.

IT IS FURTHER ORDERED that the Commission or its Administrative Law Judge reserves the right to deny Petitions for Supplemental Orders and Requests for Extension of Time, if the reason(s) supporting the request is (are) insufficient or where it appears the person has not made a good faith effort to complete the project within the allotted time. Failure of the Commission or Administrative Law Judge to act on a pleading prior to the deadline means the originally ordered completion date remains in effect.

IT IS FURTHER ORDERED that, subject to Sections 18c-2201 and 18c-2206 of the Law, this is the final decision subject to the Administrative Review Law.

By Order of the Commission this 5th day of June 2013.

Douglas P. Scott
DOUGLAS P. SCOTT²
CHAIRMAN

JUDGE
SECTION CHIEF <i>MES</i>
ORDERS SUPERVISOR



THE KANSAS CITY SOUTHERN RAILWAY COMPANY
WWW.KCSOUTHERN.COM

11/25/13

PROGRESSIVE BILL: 1st Partial

INVOICE # 9430040001 R

Bill To: 103366 - ILLINOIS DEPT OF TRANSPORTATION
ATTN: Bureau of Local Roads and Streets
2300 S Dierksen Parkway
Springfield, IL 62764

State Project: T13-0054

Mile Post: Multiple

DOT: Multiple

RR Division: 12

Project: LED Upgrades

Location: Multiple

Multiple, Multiple COUNTY

Date Range: Jun 24, 2013 - Nov 26, 2013

Estimate: \$23,930

Billing Notes: not to exceed \$23,930

KCS Contribution: \$3,743.68

SUMMARY OF COST:

RAILWAY GANG	Labor:	\$0.00
	FHWA Additive:	\$0.00
ENGINEERING MANAGEMENT	Labor:	\$0.00
	FHWA Additive:	\$0.00
WORK TRAIN	Labor:	\$0.00
	FHWA Additive:	\$0.00
RAILWAY EQUIPMENT		\$0.00
ADDENDUM 13 (Meal Charge)		\$0.00
HOTELS		\$0.00
PER DIEM		\$0.00
DIRECT PURCHASES		\$27,673.68
MATERIAL FROM STOCK		\$0.00
ACCOUNTING	Labor:	\$0.00
	FHWA Additive:	\$0.00

Total Charges on 1st Partial \$27,673.68
Stipulated Agreement Limitation (\$3,743.68)

Remit to:
Kansas City Southern Railway
36929 Treasury Center
c/o KCSR Misc A/R Account
Chicago, IL 60694-6900

TOTAL CHARGES DUE	\$23,930.00
LESS RETAINAGE 0.0%	\$0.00
DUE UPON RECEIPT	\$23,930.00

INQUIRIES TO: Susan Ballard • SBALLARD@KCSOUTHERN.COM • 816-983-1891

EXHIBIT B

9430040001

[illegible]

Rail Development Group, LLC

85 Vantage Point Drive
 Rochester, NY 14624
 585-352-6868
 585-352-2020(Fax)

Invoice

DATE	INVOICE #
6/24/2013	51105

BILL TO
Kansas City Southern Railway Co. Accounts Payable apayable@kcsouthern.com P.O. Box 219335 Kansas City, MO 64121-9335

SHIP TO
All Press & Moore 9015 NE 136TH Street Liberty MO 64068

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	RDG ORDER #
4500056616	1% 10 Net 30	RP	6/24/2013	Customer Rtg	Rochester	061356
QUANTITY	ITEM CODE	DESCRIPTION			PRICE EACH	AMOUNT
180	1607-508-04	12 INCH LED ASSEMBLY COMPLETE, STANDARD, WITH SIDELIGHTS ****The delivery company will need to call Dennis Moore @ 816-781-5734 prior to delivery			129.00	23,220.00
					Total \$23,220.00	
					Payments/Credits \$0.00	
					Balance Due \$23,220.00	

Rail Development Group, LLC

85 Vantage Point Drive
Rochester, NY 14624
585-352-6868
585-352-2020(Fax)

Invoice

DATE	INVOICE #
6/18/2013	51104

BILL TO	SHIP TO
Kansas City Southern Railway Co. Joe Russell	All Press & Moore 9015 NE 136TH Street Liberty MO 64068

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	RDG ORDER #
	Credit Card	RP	6/18/2013	Prepay & Add	Rochester	0613TT
QUANTITY	ITEM CODE	DESCRIPTION			PRICE EACH	AMOUNT
10	1608-100-04	3 Light Gate Arm Kit with Hardware			199.00	1,990.00
1	Freight				21.28	21.28

Rail Development Group, LLC
85 Vantage Point Drive
Rochester, NY 14624
585-352-6868
585-352-2020(Fax)

06/18/2013

SALE

Total: \$2,011.28

Master Card xxxxxxxxxx2073
Exp. Date: xx / xx
Name: Kansas City Southern Railway Co.

Auth. Code:	005153	QuickBooks Trans. No:	51104
Trans. ID:	MC0115363453	Merchant No.:	5247710000129460

Thank you for your business

CUSTOMER COPY



MasterCard
Smart Data
OnLine

Expense Report

Posting Date: 05/26/13 Thru 06/26/13

CLAUDE J RUSSELL
ENGINEERING
PO BOX 219335
KANSAS CITY, MO 64121 USA
XXXX-XXXX-XXXX-2073

Posting Date	Transaction Date	Description		Amount
06/14/13	06/13/13	RCL BURCO 304-562-2442, WV Expense Description: 12 inch LED's for signal mtce. Cost Allocation Fields: Corp Code: 4000- KCSR, Account: 624200 - Signal & Interlockers Material, Function: 1304 - MOW Admin Signals, Cost Center: EN114630XX, State: LA	CH	525.70
06/17/13	06/13/13	GENESIS TECHNOLOGIES 918-307-0098, OK Expense Description: Purchased remanufactured signal material. Cost Allocation Fields: Corp Code: 4000- KCSR, Account: 648800 - Other professional services, Function: 1304 - MOW Admin Signals, Cost Center: EN114630XX, State: LA	CH	4,969.42
06/17/13	06/14/13	GENESIS TECHNOLOGIES 918-307-0098, OK Expense Description: Purchased remanufactured signal material. Cost Allocation Fields: Corp Code: 4000- KCSR, Account: 648800 - Other professional services, Function: 1304 - MOW Admin Signals, Cost Center: EN114630XX, State: LA	CH	4,665.39
06/19/13	06/18/13	RAIL DEVELOPMENT GROUP ROCHESTER, NY Expense Description: LED gate light arm kits for the Illinois LED upgrade. Cost Allocation Fields: Corp Code: 4000- KCSR, Account: 769902 - Billable Projects, Project/AFE/Asset number: 943004.01, Function: 0000 - Capital & Billable Projects, State: LA	CH	2,011.28
06/19/13	06/18/13	RAIL DEVELOPMENT GROUP ROCHESTER, NY Expense Description: 12 inch LED lights for signal mtce Cost Allocation Fields: Corp Code: 4000- KCSR, Account: 624200 - Signal & Interlockers Material, Function: 1304 - MOW Admin Signals, Cost Center: EN114630XX, State: LA	CH	803.65
06/19/13	06/17/13	GENESIS TECHNOLOGIES 918-307-0098, OK Expense Description: Purchased remanufactured signal material. Cost Allocation Fields: Corp Code: 4000- KCSR, Account: 648800 - Other professional services, Function: 1304 - MOW Admin Signals, Cost Center: EN114630XX, State: LA	CH	4,852.90

Run Date: 06/26/13 22:11:46 (GMT) - CLAUDE J RUSSELL

Rail Development Group, LLC

85 Vantage Point Drive
Rochester, NY 14624
585-352-6868
585-352-2020(Fax)

Invoice

DATE	INVOICE #
7/18/2013	51252

BILL TO
Kansas City Southern Railway Co. Accounts Payable apayable@kcsouthern.com P.O. Box 219335 Kansas City, MO 64121-9335

SHIP TO
All Press & Moore 9015 NE 136TH Street Liberty MO 64068

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	RDG ORDER #
4500056616	1% 10 Net 30	MY	7/18/2013	Customer Rtg	Rochester	061356
QUANTITY	ITEM CODE	DESCRIPTION			PRICE EACH	AMOUNT
6	1607-508-04	12 INCH LED ASSEMBLY COMPLETE, STANDARD, WITH SIDELIGHTS			129.00	774.00
1	Freight	The delivery company will need to call Dennis Moore @ 816-781-5734 prior to delivery			19.78	19.78
Total					\$793.78	
Payments/Credits					\$0.00	
Balance Due					\$793.78	

Invoice doc#	W8S Element	CONFIRMATION NO	TAX JURISDICTION / PAYEE	DATE PAID	Tax Due
5105649962	982899.01	319048A4GX7A	Kansas Department of Revenue	7/20/2013	8,287.03
5105650331	982745.01	Brett Harrell to Provide	Texas Department of Revenue	7/20/2013	(37.45)
5105649609	982745.01	Brett Harrell to Provide	Texas Department of Revenue	7/20/2013	(36.45)
5105650456	982745.01	Brett Harrell to Provide	Texas Department of Revenue	7/20/2013	37.45
5105650222	955001.01	YCKM8WWBVX	Louisiana Department of Revenue	7/20/2013	263.06
5105653044	943004.01	30576811	Missouri Department of Revenue	7/20/2013	1,648.62
5105651011	810252.01	YCKM8WWBVX	Louisiana Department of Revenue	7/20/2013	122.41
5105651011	810252.01	0HXJ0K06EH	Caddo Parish Tax Commission	7/20/2013	140.77
5105650222	955001.01	P432XIBRWT	Bossier Parish Tax Commission	7/20/2013	345.26

Document Date Company Posting Date Posting Period Currency Text Doc Type Rev Reason Rev Date
 07/26/13 4000 07/26/13 7 USD Use Tax Alloc-Billable

Posting Key	Account	Amount	CostCenter	ProfCenter	Func Area	WBS ELEMENT	Assignment	X-Company	LineText
40	769902	8287.03			0000	982899.01	Doc# 5105649962		USE TAX:INVENSY RAIL CORPORATION: Ref 40293567 SAP Doc #5105649962
50	769902	37.45			0000	982745.01	Doc# 5105650331		USE TAX:TXI OPERATIONS LP: Ref 21746196 SAP Doc #5105650331
50	769902	36.45			0000	982745.01	Doc# 5105649609		USE TAX:TXI OPERATIONS LP: Ref 21746196 SAP Doc #5105649609
40	769902	37.45			0000	982745.01	Doc# 5105650456		USE TAX:TXI OPERATIONS LP: Ref 21746196 SAP Doc #5105650456
40	769902	263.06			0000	955001.01	Doc# 5105650222		USE TAX:OMEGA INDUSTRIES INC: Ref 18702 SAP Doc #5105650222
40	769902	1648.62			0000	943004.01	Doc# 5105653044		USE TAX:RAIL DEVELOPMENT GROUP: Ref 51105 SAP Doc #5105653044
40	769902	122.41			0000	810252.01	Doc# 5105651011		USE TAX:G&B SPECIALTIES INC: Ref 097292 SAP Doc #5105651011
40	769902	140.77			0000	810252.01	Doc# 5105651011		USE TAX:G&B SPECIALTIES INC: Ref 097292 SAP Doc #5105651011
40	769902	345.26			0000	955001.01	Doc# 5105650222		USE TAX:OMEGA INDUSTRIES INC: Ref 18702 SAP Doc #5105650222
40	658028	36.45	CC220004TX		6100				Reclass Use Tax to Billable Assets-TX
50	658028	871.50	CC220004LA		6100				Reclass Use Tax to Billable Assets-LA
50	658028	8287.03	CC220004KS		6100				Reclass Use Tax to Billable Assets-LA
50	658028	1648.62	CC220004MO		6100				Reclass Use Tax to Billable Assets-LA

SAP# 106540733

Customer
Company Code

103366
4030

Name
City

ILLINOIS DEPT. OF TRANSPORTATION
SPRINGFIELD

AS of 3/11/14

St	CoCode	G/L	Account	Assignment	DocumentNo	Type	Doc. Date	Net due dt	Amt loc.curr.2	Inv. ref.	Ref.kov.1	Clrag.doc	Clearing	Arrear	Text	Posted on
<input type="checkbox"/>	4000	170716	103366	9430040001	1400295259	DZ	11/25/2013	11/25/2013	23,930.00-	1400295259				106	CK 1525509 IL - SENT EMAIL	11/25/2013
<input type="checkbox"/>	4000	170716	103366	9430040001	106946631	AB	11/04/2013	11/24/2013	27,873.87	106946631		106946632	11/04/2013	20-	T13-0054-moved from cust. 103...	11/04/2013
<input type="checkbox"/>	4000	170716	103366	9430040001	106946632	AB	11/04/2013	11/24/2013	27,873.87-	106946632		106946632	11/04/2013	20-	T13-0054-moved from cust. 103...	11/04/2013
* Document currency USD									23,930.00-							
**									23,930.00-							



DB 11/4/13

THE KANSAS CITY SOUTHERN RAILWAY COMPANY

WWW.KCSOUTHERN.COM

10/25/2013

0-329 13 21145

PROGRESSIVE BILL: 1st Partial

INVOICE # 9430040001

Bill To: 103374 - Illinois Commerce Commission
ATTN: Rail Safety Section
527 E. Capital Ave.
Springfield, IL 62701-1827

RECEIVED

OCT 28 2013

ILLINOIS COMMERCE COMMISSION
RAIL SAFETY SECTION

State Project: T13-0054
100% G&P
Mile Post: Multiple
DOT: Multiple-Attachment 1
RR Division: 12
Estimate: \$23,930
Billing Notes:
KCS Contribution:

Project: LED Upgrades
Location: Multiple
Multiple, Multiple COUNTY
Date Range: Jun 24, 2013 - Jul 27, 2013

SUMMARY OF COST:

RAILWAY GANG	Labor:	\$0.00
	FHWA Additive:	\$0.00
ENGINEERING MANAGEMENT	Labor:	\$0.00
	FHWA Additive:	\$0.00
WORK TRAIN	Labor:	\$0.00
	FHWA Additive:	\$0.00
RAILWAY EQUIPMENT		\$0.00
ADDENDUM 13 (Meal Charge)		\$0.00
HOTELS		\$0.00
PER DIEM		\$0.00
DIRECT PURCHASES		\$27,728.60
MATERIAL FROM STOCK		\$0.00
ACCOUNTING	Labor:	\$88.44
	FHWA Additive:	\$56.83
Total Charges on 1st Partial		\$27,873.87
KCS Contribution		\$0.00

Remit to:

Kansas City Southern Railway
36929 Treasury Center
c/o KCSR Misc A/R Account
Chicago, IL 60694-6900

TOTAL CHARGES DUE	\$27,873.87
LESS RETAINAGE 0.0%	\$0.00
DUE UPON RECEIPT	\$27,873.87
	\$23,930

INQUIRIES TO: Susan Ballard • SBALLARD@KCSOUTHERN.COM • 816-983-1891

Stipulated Agreement 1731
Not to Exceed amount of \$23,931

Sonya D. Shafer

From: Susan L. Ballard
Sent: Friday, November 08, 2013 11:38 AM
To: Sonya D. Shafer
Cc: Scot Stottlemire
Subject: FW: Invoice 9430040001 Correction
Attachments: ICC Cost Division Table.pdf; Invoice 9430040001 Correction .pdf

Sonya,

Please make a note on your workflow not to bill this month. Thanks!

Susan

From: Whitling, Michael E. [<mailto:Michael.Whitling@Illinois.gov>]
Sent: Friday, November 08, 2013 10:51 AM
To: Susan L. Ballard
Cc: Johnson, Jason L; Bates, Diane C
Subject: Invoice 9430040001 Correction

RE: Invoice Number: 9430040001
Bill Date Issued: 10/25/2013
Amount: \$27,873.87
Project: T13-0054

Dear Ms. Ballard:

We recently received your Invoice Number 9430040001 (see attached scanned copy) and are only able to pay a total of \$23,930.00. The State is obligated to pay an amount Not To Exceed \$23,930 according to the Illinois Commerce Commission (ICC) Order Number T13-0054. See attached scanned copy of the Order's Cost Division Table.

For payment of any amount exceeding \$23,930, the Railroad will need to file a Petition for Supplemental Order requesting additional payment. If you have any questions regarding filing a Petition, please contact Mr. Michael Stead, ICC Rail Safety Program Administrator, at telephone 217-557-1285, or e-mail mstead@icc.illinois.gov

Thank you,

Michael E. Whitling
Rail Safety Technician
Illinois Department of Transportation
Bureau of Local Roads & Streets
2300 S Dirksen Pkwy. Room 204
Springfield, IL 62764
Phone (217) 785-8542
Email: michael.whitling@illinois.gov